



Imake

1632

PATENT
81476-307252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re DIVISIONAL application of:

Steven L. WECHSLER *et al.*

Serial No: 10/046,491

Filed: October 29, 2001

For: *A HERPES SIMPLEX VIRUS TYPE 1*
(HSV-1)-DERIVED VECTOR FOR SELECTIVELY
INHIBITING MALIGNANT CELLS AND FOR
EXPRESSING DESIRED TRAITS IN MALIGNANT
AND NON-MALIGNANT MAMMALIAN CELLS
(As Amended)

) Art Unit: 1632

) Examiner: Anne Marie Sabrina Wehbe

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450, on

April 2, 2004

Date of Deposit

Seth D. Levy, Reg. No. 44,869

Name

Signature

4/2/2004

Date

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment dated March 30, 2004 which references Applicants' Amendment filed March 12, 2004, in connection with the above-referenced application, this response to which is being timely filed, attached please find a corrected "Amendment to the Claims" section for Applicants' Amendment.

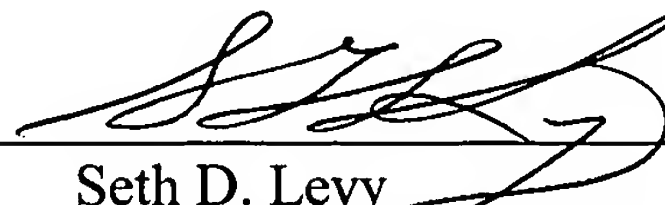
The original "Amendment to the Claims" section submitted by Applicants inadvertently

failed to include a complete listing of all of the claims. This has been corrected in the attached version of the "Amendment to the Claims" section, which is believed to be in compliance with the provisions of 37 CFR 1.121.

Applicants do not believe that any fee is due in connection with this matter, but if a fee is necessary to enter the attached corrected version of the "Amendment to the Claims" section of Applicants' Amendment filed March 12, 2004, please charge any such fee to Deposit Account No. 16-1805 of the undersigned attorney's firm.

Respectfully submitted,
PILLSBURY WINTHROP LLP

Date: April 2, 2004

By: 
Seth D. Levy
Registration No. 44,869
Attorney for Applicants

725 South Figueroa Street, Suite 2800
Los Angeles, CA 90017-5406
Telephone: (213) 488-7100
Facsimile: (213) 629-1033

Attachment: "Amendment to the Claims" section of Amendment dated March 12, 2004